

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
WHEELING DIVISION**

MARK MCEVOY, JAMES TAWNEY and  
SUSAN TAWNEY, SAMUEL STARK,  
SUSAN DENNISON, MARK GOFF, and  
CAROL DELROSSO and GEORGE  
DELROSSO, individually and on behalf of a  
proposed class,

CIVIL ACTION NO. 5:22-cv-171

Honorable John Preston Bailey

Plaintiffs,

v.

DIVERSIFIED ENERGY COMPANY, PLC,  
DIVERSIFIED GAS & OIL, PLC,  
DIVERSIFIED PRODUCTION, LLC,  
DIVERSIFIED GAS & OIL CORPORATION,  
DIVERSIFIED OIL AND GAS, LLC,  
ALLIANCE PETROLEUM CORPORATION,  
EQT PRODUCTION COMPANY, EQT  
PRODUCTION, HTW, LLC, EQT ENERGY  
LLC, EQT INVESTMENT HOLDINGS, LLC,  
EQT GATHERING, LLC, EQM MIDSTREAM  
PARTNERS, LP, EQT MIDSTREAM  
PARTNERS, LP, EQT GP HOLDINGS, LP,  
And EQT CORPORATION,

Defendants.

**MOTION TO WITHDRAW APPEARANCE OF JAMES D. MILLER**

Pursuant to Rule 83.03 of the Local Rules of Court for the U.S. District Court for the Northern District of West Virginia, the undersigned moves to withdraw his appearance as counsel for Defendants, EQT Production Company, EQT Production HTW, LLC, EQT Energy LLC, EQT Investment Holdings, LLC, EQT Gathering, LLC, EQM Midstream Partners LP, EQT Midstream Partners, LP, EQT GP Holdings, LP and EQT Corporation.

Defendants, EQT Production Company, EQT Production HTW, LLC, EQT Energy LLC, EQT Investment Holdings, LLC, EQT Gathering, LLC, EQM Midstream Partners LP, EQT

Midstream Partners, LP, EQT GP Holdings, LP and EQT Corporation will continue to be represented by Jennifer J. Hicks, Esquire, Tiffany M. Arbaugh, Esquire, Mark K. Dausch, Esquire and Chelsea R. Heinz, Esquire and Babst, Calland, Clements & Zomnir, P.C.

WHEREFORE, the undersigned attorney respectfully requests that this Court grant this Motion and enter the proposed order withdrawing the appearance of James D. Miller as counsel for Defendants, EQT Production Company, EQT Production HTW, LLC, EQT Energy LLC, EQT Investment Holdings, LLC, EQT Gathering, LLC, EQM Midstream Partners LP, EQT Midstream Partners, LP, EQT GP Holdings, LP and EQT Corporation, in the above-captioned matter.

Respectfully submitted,

Babst, Calland, Clements & Zomnir, P.C.

Date: June 8, 2023

By: \_\_\_\_\_

  
James D. Miller, Esquire

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing ***Motion to Withdraw Appearance*** was filed this 8th day of June 2023, through this Court's CM/ECF system, which will send a notice of the electronic filing to the following:

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James D. Miller, Esquire